

**AGENDA**  
Erie County Council

**WATCH A MEETING ON  
YOUTUBE –  
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André R. Horton, Chairman  
Jay Breneman, Vice Chairman  
Edward T. DiMattio, Jr.  
Kathleen Fatica  
Dr. Kyle Foust  
Fiore Leone  
Carol Loll

**REGULAR MEETING**

**Tuesday, May 31, 2016**

6:30 P.M. - Council Caucus  
7:00 P.M. – Council Meeting

1. PLEDGE OF ALLEGIANCE
2. OPTIONAL PRAYER OR INVOCATION
3. ROLL CALL
4. PRESENTATION OF CITATION TO KAYLA BOND
5. HEARING OF THE PUBLIC
6. MINUTES FROM PREVIOUS MEETING
  - A. May 17, 2016 – Regular Meeting
7. REPORTS OF COUNTY OFFICIALS
  - A. County Executive and/or her Designee
  - B. Finance Committee – Dr. Foust
  - C. Personnel Committee – Mr. Breneman
  - D. Other
8. OLD BUSINESS
  - A. First Reading of Ordinance Number 35, 2016, “2016 General Fund Budget Revised Expenditures in the Prothonotary Office”. (Personnel Committee)

9. NEW BUSINESS

- A. First Reading of Ordinance Number 37, 2016, "2016 General Fund Budget Waiver of the Purchasing Code to Sell Property ID #14-010-045.0-409.00 and #14-010-045.0-408.00". (Finance Committee)
- B. First Reading of Ordinance Number 38, 2016, "Sixteenth 2016 General Fund Budget Supplemental Appropriation of \$12,291 and Creation of Line Item for AOPC Grant". (Finance Committee)
- C. First Reading of Ordinance Number 39, 2016, "Seventeenth 2016 General Fund Budget Supplemental Appropriation of \$11,000 in Grant Funds and New Line Items for Purchase of Exercise Equipment for Public Safety Department". (Finance Committee)
- D. First Reading of Ordinance Number 40, 2016, "Eighteenth 2016 General Fund Budget Supplemental Appropriation of \$7,171 and New Line Items for Vehicle Lease Donated by Bradford Chrysler Dodge Jeep Ram". (Finance Committee)
- E. First Reading of Ordinance Number 41, 2016, "Second 2016 Public Health Fund Budget Supplemental Appropriation of \$750 and Creation of *Service Fees* Line Item for Health Promotion & Quality Improvement Bureau". (Finance Committee)
- F. First Reading of Ordinance Number 42, 2016, "2016 Planning Fund Budget Revised Revenue & Expenditures of \$4,436 and Creation of Line Item for Act 137 Grant to HRC". (Finance Committee)
- G. First Reading of Ordinance Number 43, 2016, "Nineteenth 2016 General Fund Budget Supplemental Appropriation and Transfer of \$4,426 to Erie County Human Relations Commission for Act 137 Testing". (Finance Committee)
- H. First Reading of Ordinance Number 44, 2016, "To Amend the EMTA Charter or To Signify Erie County's Intent to Withdraw". (Finance Committee) **(SEE ATTACHED)**
- I. Possible Adoption of Resolution Number 23, 2016, "Erie County General Authority not to Exceed \$6,500,000 Tax-Exempt Note (Young Men's Christian Association of Greater Erie, a/k/a Young Men's Christian Association of Erie, Pennsylvania Project)". (Finance Committee)

- J. Possible Adoption of Resolution Number 24, 2016, "Erie County Community Services Financing Authority Presbyterian Homes in the Presbytery of Lake Erie Project Additions". (Finance Committee)
- K. Possible Adoption of Resolution Number 25, 2016, "Exonerating Penalties and Interest on Five (5) Properties Owned by Erie Western Pennsylvania Port Authority". (Finance Committee)
- L. Possible Adoption of Resolution Number 26, 2016, "Exonerating Delinquent Taxes on One Abandoned Trailer/Property #41-004-006.1-008.67 in the Borough of Union City and the Union City Area School District". (Finance Committee)
- M. Possible appointment of Kathy Wyrosdick to an unexpired five-year term on the Erie County Redevelopment Authority". (Finance Committee)
- N. Possible Sale of Parcels from Repository for Unsold Property at Index Number #15-021-028.0-229.00.

10. ADJOURNMENT



**ORDINANCE NUMBER 44, 2016**

**To Amend the EMTA Charter or To Signify Erie County's Intent to Withdraw**

**WHEREAS**, the County of Erie desires to transform the EMTA into an autonomous regional authority, to expand services within and beyond the city limits, and to invest in assets designed to facilitate the needs of a rapidly growing ridership; and

**WHEREAS**, the County of Erie, as one of two municipalities who established the EMTA on September 14, 1966, has contributed significantly more to the EMTA than the City of Erie for the past twenty five (25) years while, at the same time the City of Erie has controlled the EMTA and confined its purposes to the city limits; and

**WHEREAS**, the County of Erie desires to fund the entire local match of the EMTA, effective January 1, 2017, and to relieve other municipalities, including the City of Erie, of their existing contributions to fund the local match of the EMTA; and

**WHEREAS**, the County of Erie desires to structure the Board of the EMTA to reflect representation across the county on a district wide basis; and

**WHEREAS**, the County of Erie desires to establish a riders advisory council to review, criticize and recommend transportation policy and procedure to the EMTA Board; and

**WHEREAS**, the County of Erie intends to dedicate its resources to provide quality, responsive transit services throughout the County, to stimulate ridership and promote the development of future transportation projects ; and

**WHEREAS**, the County of Erie intends to ensure a seamless transition of services, transfer of assets, assignment of contracts and assumption of liabilities, to maintain high employee morale and to instill public confidence in the EMTA.

**NOW THEREFORE BE IT ENACTED** by the County Council of the County of Erie that the terms of the proposed transformation of the EMTA as outlined on the attached Exhibit "A" represents County Council's desire to improve public transportation for all of the citizens throughout the County of Erie.

**ORDINANCE NUMBER 44, 2016**

**To Amend the EMTA Charter or To Signify Erie County's Intent to Withdraw**

**BE IT FURTHER ENACTED** if the County of Erie, the EMTA and the City of Erie cannot reach an agreement by June 30, 2016, then the County of Erie will signify its desire to withdraw as a founding municipality of the EMTA, assuring thereby the extension of the EMTA Charter for the next fifty (50) years under the auspices of the City of Erie. This ordinance shall be effective immediately upon adoption.

COUNTY COUNCIL OF THE  
COUNTY OF ERIE, PENNSYLVANIA

Attest:

\_\_\_\_\_  
Douglas R. Smith  
County Clerk

\_\_\_\_\_  
André R. Horton, Chairman

Date:\_\_\_\_\_

\_\_\_\_\_  
Jay Breneman, Vice Chairman

\_\_\_\_\_  
Edward T. DiMattio, Jr.

Approved by:

\_\_\_\_\_  
Kathy Fatica

\_\_\_\_\_  
Kathy Dahlkemper,  
County Executive

\_\_\_\_\_  
Dr. Kyle Foust

Date:\_\_\_\_\_

\_\_\_\_\_  
Fiore Leone

\_\_\_\_\_  
Carol J. Loll

# Proposal for Changes to EMTA Charter

## Exhibit A

1. Starting January 1, 2017, the County of Erie assumes financial responsibility for the entire local funding match. By 2020, the local match will require \$881,412 on an annual basis.
2. Starting on January 1, 2017, in exchange for assuming the financial responsibility of EMTA, the County of Erie will be responsible for appointing the new EMTA Board.
  - A. Current EMTA Board members will be given the opportunity to accept one of three options: to be appointed to the new board in the manner prescribed below, to serve out the remainder of their current term or resign immediately in favor of the new Board.
  - B. Any current member of the EMTA Board whose term has expired (but is serving until their replacement is chosen and approved) will no longer be a member of the Board.
3. New EMTA Board Composition
  - A. Because County Council has the power to “make appropriations, incur indebtedness, and adopt the annual budget,” and to diffuse the power of appointments as much as possible, yet at the same time making EMTA accountable to the entire region as a whole, each member of County Council will have direct appointment of one member of the EMTA authority so that the Board’s composition reflects the opinions and points of view of the entire County/region. Appointments will be subject to the advice and consent of County Council.
  - B. The County Executive would have direct appointment of two “at large” appointments to EMTA subject to the advice and consent of County Council.
4. Creation of a Rider’s Advisory Council to provide additional feedback to EMTA. The members of the Advisory Council will consist of one member representing Voices for Independence, All Aboard Erie, a student rider from Mercyhurst University North East, a student rider from Edinboro University, a student rider from Penn State- Behrend, and a student rider from the School District of the City of Erie, one at large member nominated by the County Executive and one at large member nominated by the Mayor of the City of Erie. All appointments will be subject to advice and consent of County Council. The deliberations and decisions of the Rider’s Advisory Council will be non-binding.
5. The length of the charter is 20 years.